

### **REMARKS/ARGUMENTS**

In response to the Examiner's first Office Action of September 10, 2004 the Applicant respectfully submits the following Remarks.

With respect to the non-statutory double patenting rejection of pending claims 1-12 over claims 1-9 of U.S. Patent No. 6,710,457 (note: the Examiner erroneously refers to U.S. Patent No. 6,701,457 in one section of the rejection text which has claims clearly unrelated to those of the present application), a terminal disclaimer in compliance with 37 C.F.R. 1.321(c) is being submitted herewith; the present application and U.S. Patent No. 6,710,457 being commonly owned by the Applicant.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration is respectfully requested.

Very respectfully,

Applicant:



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